

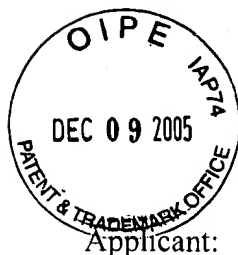
12/07/2005

PATENT APPLICATION

DOCKET NO. 2762.2006-002

Expedited Procedure under 37 C.F.R. 1.116

Examining Group 2143



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kirk Johnson

Application No.: 09/824,527

Group: 2143

Filed: April 2, 2001

Examiner: Joseph E. Avellino

Confirmation No.: 1065

For: METHOD AND APPARATUS FOR A MINIMALIST APPROACH TO IMPLEMENTING SERVER SELECTION

Corres. and Mail  
**BOX AF**

<b>CERTIFICATE OF MAILING OR TRANSMISSION</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
<u>12/7/05</u>	<u>[Signature]</u>
Date	Signature
<u>Amy Green</u>	
Typed or printed name of person signing certificate	

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection for filing in the above-identified application.

[ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

[ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The claims fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	74	MINUS	* 66	8
INDEP	6	MINUS	** 9	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

\* not fewer than 20

\*\* not fewer than 3

## SMALL ENTITY

RATE	ADDIT. FEE
X \$25	\$
X \$100	\$
+ \$180	\$

TOTAL= \$ 0

OTHER THAN  
SMALL ENTITY

RATE	ADDIT. FEE
X \$50	\$ 400
X \$200	\$
+ \$360	\$

TOTAL= \$ 400

The Application Size Fee has been calculated as shown below:

(Effective for cases filed on or after December 8, 2004)

Actual Sheets (Including current amendment)	Highest No. of Sheets Paid For (At least 100)	No. of Additional Units Required (Increments of 50 sheets)

## SMALL ENTITY

Rate	Total Amount Owed
X \$125	\$[ ]

OTHER THAN  
SMALL ENTITY

Rate	Total Amount Owed
X \$250	\$[ ]

Payment  
Sufficient for  
up to

[ ] Sheets

### Petition for Extension of Time

[ ] Applicant hereby petitions to extend the time to respond to the [ ] dated [ ] for [ ] month(s) from [ ] to [ ]. The appropriate fee is set forth below.

[ ] [For action-specific language in an extension of time, go to insert, file, public folders, firm templates, and select the appropriate paragraph.]

**Please charge Deposit Account No. 08-0380 for the following fees:**

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$	
<input checked="" type="checkbox"/>	Claims Fee	\$	400
<input type="checkbox"/>	Application Size Fee	\$	
<input type="checkbox"/>	Other Fees:		
		\$	
		\$	
		TOTAL:	\$ 400

**A check is enclosed in payment of the following fees:**

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$	
<input type="checkbox"/>	Claims Fee	\$	
<input type="checkbox"/>	Application Size Fee	\$	
<input type="checkbox"/>	Other Fees:		
		\$	
		\$	
		TOTAL:	\$ 0

☒ Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Mark B. Solomon  
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Dated: 12/7/05



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kirk Johnson  
Application No.: 09/824,527 Group: 2143  
Filed: April 2, 2001 Examiner: Joseph E. Avellino  
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Amy Green Typed or printed name of person signing certificate	

AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on October 7, 2005 in the above-identified application.

Applicant thanks Examiner Avellino for conducting an Examiner's Interview on December 6, 2005. Substance of the discussion of the Examiner's interview is included in the Remarks section below. This Amendment is being filed within two months of the mailing of the Final Office Action. Accordingly, Applicant respectfully requests an Advisory Action.

Please amend the application as follows:

12/09/2005 MBEKREH1 00000092 080380 03824527  
01 FC:1202 400.00 DA